

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MALEEKA D. GILBERT and
DAMAR E. JOHNSON,

Defendants.

8:23CR146

ORDER

This matter is before the Court on defendant Damar E. Johnson's Unopposed Motion to Continue Trial (Filing No. 43). Counsel needs additional time to continue plea negotiations. The government and counsel for defendant Maleeka D. Gilbert have no objection to the continuance. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial (Filing No. 43) is granted, in part, as follows:

1. The jury trial, **for both defendants**, now set for September 3, 2024, is continued to **October 21, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 21, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. No further continuances will be granted barring exceptional circumstances.

Dated this 27th day of August 2024.

BY THE COURT:



Robert F. Rossiter, Jr.
Chief United States District Judge